

**6:15 P.M. – Executive Session RE: Strategy
with respect to litigation (DEP
Consent Order.)**

7:30 P.M. – Interview with new appointee.

CITY OF LEOMINSTER

CITY COUNCIL

MARCH 27, 2006

HEARING BEFORE THE CITY COUNCIL, 6:55 P.M.

53-06 National Grid: Morton Street: Install one solely owned pole on Morton Street beginning at a point approximately 200 feet north of the intersection of Grand Street. (Public Service)

HEARING BEFORE THE CITY COUNCIL, 7:00 P.M.

44-06 Gregg P. Lisciotti, Lisciotti Development Corp.: Rezone two parcels of land located on Orchard Hill Park Drive from Industrial to Commercial. (Legal Affairs)

PUBLIC FORUM, 7:45 P.M.

REGULAR MEETING OF THE CITY COUNCIL, 8:00 P.M.

ROLL CALL

COMMUNICATIONS

C-99 Relative to the appropriation of \$15,500.00 to the Sanitation/Drainage Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

COMMUNICATIONS, continued

- C-100 Relative to the appropriation of \$5,000.00 to the Doyle Field Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-101 Relative to the appropriation of \$6,000.00 to the Parking Meter Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

PETITIONS

- 60-06 Susan M. Harding: Grant a Special Permit to use the existing building at 34 Mohawk Drive, to operate a wholesale auto sales facility in an Industrial zone and to allow for the storage of automobiles within a floodplain. (Legal Affairs)
- 61-06 David Rowlands and John M. Dombrowski: Amend Chapter 21, Section 21-22.3 of the Revised Ordinances entitled "Sewer Rates Schedule" to reflect changes to the out of city sewer rates. (Legal Affairs)
- 62-06 David Rowlands and John M. Dombrowski: Amend Chapter 21, Section 21-22.4, of the Revised Ordinances entitled "Sewer Connection Charges" to reflect changes in fees to individual units, condominium units, commercial and industrial construction within and outside the city of Leominster. (Legal Affairs)
- 63-06 Claire Freda: Install a stop sign at the intersection of Amideo Drive and Antonia Court. (Legal Affairs)
- 64-06 Mark Gordon: Renew second hand dealer's license for the premises located at Twin City Plaza. (Ways & Means)

MATTERS BEFORE THE CITY COUNCIL

APPOINTMENTS

Fire Department – Permanent Firefighter – Jeffrey Vaillette

FINANCE

- C-88 Relative to the appropriation of \$15,000.00 to the Parking Meter Salary and Wages Account; same to be transferred from the Parking Meter Receipts Reserved for Appropriation Account.

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MATTERS BEFORE THE CITY COUNCIL, continued**FINANCE, continued**

- C-89 Relative to the appropriation of \$12,000.00 to the Parking Meter Expense Account; same to be transferred from the Parking Meter Receipts Reserved for Appropriation Account.
- C-90 Relative to the appropriation of \$500.00 to the Cemetery Expense Account; same to be transferred from the Manson D. Hawes Cemetery Trust Fund Income Account.
- C-91 Relative to the appropriation of \$50,000.00 to the Fire Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-92 Relative to the appropriation of \$271,000.00 to the Street Resurfacing Expense Account; same to be transferred from the Highway State Aid Reserved for Appropriation Account.
- C-93 Relative to the appropriation of \$63,000.00 to the Highway Department Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-94 Relative to the appropriation of \$65,000.00 to the Police Department Expense Account; same to be transferred from the Police Department Salary and Wages Account.
- C-95 Relative to the appropriation of \$35,000.00 to the Police Department Overtime Account; same to be transferred from the Police Department Salary and Wages Account.
- C-96 Relative to the appropriation of \$2,000.00 to the Gallagher Building Overtime Account; same to be transferred from the Gallagher Building Revolving Fund.

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MATTERS BEFORE THE CITY COUNCIL, continued

FINANCE, continued

- C-97 Dean J. Mazzarella, Mayor: Request the authority to borrow, if necessary, up to \$600,000.00 for the purchase for open space and water supply protection purposes, 57+/- acres of land owned now or formerly by the Salvatore Realty Trust (Map 429, Lot 5) as shown on a plan of land to be recorded with the Worcester North Registry of Deeds; said property shall be dedicated in perpetuity to purposes stated in Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts including the protection of water resources and shall be fully protected by all provisions of Article 97. Furthermore, this property shall be open to the general public for appropriate outdoor/recreational use while consistent with 310 CMR 22.00; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow, if necessary, up to \$600,000.00, the receipt of any state and charitable grants and donations associated with this project will be deposited into the appropriate account; and that the Mayor is authorized to take any other action necessary to carry out these projects.

PUBLIC SERVICE

- 41-06 Peter A. CampoBasso, Esquire, on behalf of James S. Whitney, President and Treasurer, J. Whitney Development, Inc.: Allow a sewer connection for land in Sterling, owned by J. Whitney Development, Inc., for a residential subdivision for homeownership, condominiums and apartment buildings.
- 53-06 National Grid: Morton Street: Install one solely owned pole on Morton Street beginning at a point approximately 200 feet north of the intersection of Grand Street.

LEGAL AFFAIRS

- C-98 Dean J. Mazzarella, Mayor: Amend Chapter 16, Section 16-34, of the Revised Ordinances to change the classification of the Personnel Director, from an S-7 to an S-8, effective July 1, 2006 for the FY2007 budget.
- 54-06 Scott Hyney: Grant a Special Permit to construct an addition to an existing dwelling at 39 Federal Circle as shown on Assessors Map 363, Lot 41, located in a rural residential zone in the water supply protection district. (A hearing is scheduled for April 10, 2006 at 7:15 P.M.)

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MATTERS BEFORE THE CITY COUNCIL, continued

LEGAL AFFAIRS, continued

- 55-06 Maribel Fournier, Personnel Director: Amend Chapter 16, Section 16-34, of the Revised Ordinances to change the classification of the Building Inspector, from an S-7 to an S-8, effective July 1, 2006 for the FY2007 budget.

WAYS & MEANS

- 46-06 William Plant: Renew license for one pool table at J.C. Fenwicks Co., 37 Mechanic Street.
- 47-06 Aime Lemoine: Renew license for one pool table at Seven R's, d/b/a/ A & R'S Double Inn, 166 Water Street.
- 48-06 Albert Mason: Renew license for seven pool tables and 24 bowling alleys at Mason's Bowling Center, 640 North Main Street.
- 49-06 Rosairo Palermo: Renew license for one pool table at Foggia Hall, 153 Lancaster Street.
- 50-06 Leroy J. DiMauro: Renew second hand dealer's license for the premises located at 609 Main Street.
- 51-06 Fred R. Tousignant: Renew second hand dealer's license for the premises located at 92 Pleasant Street.
- 56-06 Phillip McBain: Renew the license for two pool tables at Captain's Lounge, 1536 Main Street.
- 57-06 Kym Leblanc: Renew the license for one pool table at the Tankard, 13 Central Street.
- 58-06 Mark & Robyn Ellis: Renew the second hand dealers license to sell used power boats from the premises at Ellis Marine Supply Partnership, 646 Central Street.
- 59-06 Kathleen A. Violette: Grant a transient vendors license for April and May, 2006, for the sale of plants and flowers.

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OLD BUSINESS

2nd Reading Ordinance – amend Chapter 22 of the Revised Ordinances, entitled “Zoning” Article II, Use Regulations, Section 22-16 Generally Permitted Uses by deleting 16.9 in its entirety and adding in its place new Sections 16.9; 16.9.1 and 16.9.2 relative to the Use of Undeveloped (Vacant) Lots. (Legal Affairs - Petition #32-06)

NEW BUSINESS

TABLED COMMUNICATION UPON WHICH ACTION IS PROPOSED

LEGAL AFFAIRS

C-84 Mayor Dean J. Mazzarella: Accept for conservation purposes a deed from Day Street Realty Corporation for a thirteen acre parcel of land located off Day Street and shown on Assessors Map 575 as parcel 7.

TABLED PETITION UPON WHICH ACTION IS PROPOSED

LEGAL AFFAIRS

44-06 Gregg P. Lisciotti, Lisciotti Development Corp.: Rezone two parcels of land located on Orchard Hill Park Drive from Industrial to Commercial.

Lynn A. Bouchard
City Clerk
March 23, 2006